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U.S. APPLICATION NUMBER NO FIRST NAMED APPLICANT ATTY. DOCKET NO. 136474 Javis Roberts 10/571,262

INTERNATIONAL APPLICATION NO

001059 BERESKIN AND PARR 40 KING STREET WEST **BOX 401** TORONTO, ON M5H 3Y2 CANADA

PCT/CA04/01612 PRIORITY DATE I.A. FILING DATE 09/09/2003 09/09/2004

**CONFIRMATION NO. 6117 371 FORMALITIES LETTER** 

\*OC000000020417469\*

Date Mailed: 09/14/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/09/2006
- Copy of the International Search Report filed on 03/09/2006
- Preliminary Amendments filed on 03/09/2006
- U.S. Basic National Fees filed on 03/09/2006
- Priority Documents filed on 03/09/2006
- Specification filed on 03/09/2006
- Claims filed on 03/09/2006
- Abstracts filed on 03/09/2006
- Drawings filed on 03/09/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

• \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

## **DEBORAH D WILLIAMS**

Telephone: (703) 308-9140 EXT 205

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.
10/571,262	PCT/CA04/01612	136474

FORM PCT/DO/EO/905 (371 Formalities Notice)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 12/08/2004.		Complete if Known					
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		Application Nur	nber 10	10/571,262			
FEE TRANSMITT	Filing Date	09	09/09/2004				
For FY 2006		First Named Inv	ventor Ja	Javis Roberts			
Applicant claims amall antity status. See 27 CER 1.27		Examiner Name	e n/a	a			
Applicant claims small entity status. See 37 CFR 1.27		Art Unit n/a					
TOTAL AMOUNT OF PAYMENT (\$)	.00	Attorney Docke	t No. 13	647-4			
METHOD OF PAYMENT (check all that apply)							
Check Credit Card Money Order None Other (please identify):							
Deposit Account Deposit Account Number: 022095							
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)							
Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee							
Charge any additional fee(s) or underpayments of fee(s)							
under 37 CFR 1.16 and 1.17 WARNING: Information on this form may become public. C	redit card in		•	•	form. Pro	ovide credit card	
information and authorization on PTO-2038.							
FEE CALCULATION		·					
1. BASIC FILING, SEARCH, AND EXAMINATION			F3/4141				
FILING FEES Small Entity	SEAF	RCH FEES Small Entity	EXAMI	NATION I Small E			
Application Type Fee (\$) Fee (\$)	<u>Fee (\$</u>		Fee (\$			Fees Paid (\$)	
Utility 300 150	500	250	200	100			
Design 200 100	100	50	130	65		<del></del>	
Plant 200 100	300	150	160	80			
Reissue 300 150	500	250	600	300			
Provisional 200 100	0	0	0	0		-	
2. EXCESS CLAIM FEES Small Entity							
Fee Description Fee (\$) Fee (\$) Each claim over 20 (including Reissues) 50 25							
Each independent claim over 3 (including Re	eissues)			2	00	100	
Multiple dependent claims	•			3	60	180	
Total Claims Extra Claims Fee (	<u>\$)</u> <u>Fee</u>	Paid (\$)				pendent Claims	
20 or HP = x .	_=			<u>Fe</u>	<u>e (\$)</u>	Fee Paid (\$)	
HP = highest number of total claims paid for, if greater than Indep. Claims Extra Claims Fee (		Paid (\$)			-		
3 or HP = x	_=						
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer							
listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50							
sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).  Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)							
4. OTHER FEE(S) Non-English Specification, \$130 fee (no small entity discount)  Fees Paid (\$)							
Other (e.g., late filing surcharge) ate filing surcharge and extension for response within second month 290.00							
SUBMITTED BY							
Signature , A n, C		Registration No.5	5,613	ī	elephon	e (416) 364-7311	
Name (Print/Type) Noel Courage		(Attorney/Agent)		t <u>-</u>	oate Janu	iary 15, 2007	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.